

State certificates, reported unfavorably thereon, and prayed to be discharged from the further consideration of the subject. The report was concurred in.

A message from the Senate, agreeing to the proposition to ballot immediately for a Major General of the 6th division of militia, and informing that Messrs. Gudge and Moye attend this House as their balloting committee. Ordered that the Senate be informed that Messrs. Barringer and Cox form said committee on the part of this House.

Mr. Barringer, from said committee, reported that Nathan B. Whitfield had received a majority of the whole number of votes, and was duly elected. The report was concurred in.

Mr. Winston, from the committee appointed to conduct the balloting for a Brigadier General of the third brigade, reported that James Dunn had received a majority of the whole number of votes, and was duly elected. The report was concurred in.

On motion of Mr. Smith, ordered that a message be sent to the Senate, proposing to ballot immediately for a Brigadier General of the twelfth brigade, and informing that Nicholas Washington is nominated for the appointment.

Received from his Excellency the Governor, by his Private Secretary, Mr. Muse, the following communication:

Executive Office, Jan. 4, 1851.

*The Honorable the General Assembly of North Carolina.*

GENTLEMEN,—Since my last communication to the General Assembly, I have received from the Governor of Alabama, the enclosed resolutions of the Legislature of that State, approving the conduct of Andrew Jackson, and recommending his re-election as President of the United States.

I have great pleasure in laying before you, for your consideration, this evidence of increased confidence in our beloved Chief Magistrate.

I have the honor to be, most respectfully, your obedient servant.

M. STOKES.

The said communication was read, and, on motion of Mr. Wyche, ordered to be transmitted to the Senate.

The bill fixing the fees of the clerks of the County and Superior Courts and sheriffs' fees, was read the second time. Mr. Bragg moved to strike out the whole of said bill except the enacting clause and the last section, and to amend said section. The question thereon was decided in the negative—yeas 11, nays 96. The yeas and nays called for by Mr. Ellison.

Those who voted in the affirmative, were Messrs. Calloway, Chesson, Henry, J. A. Hill, Leonard, McAfee, Orr, Skinner, Sloan, Willey, A. W. Wooten—11.

Those who voted in the negative, were Messrs. Allison, Arrington, Barnard, Barnhardt, Barringer, Bateman, Bell, Bogle, Bragg, Branch, Brooks, Brown, Brower, Bryan, Buie, Burgin, Bynum, Carter, Clark, Clemens, Cooper, Cox, Dodson, Donnell, Dowd, Dozier, Dumas, Edmonston, Ellison, Fleming, Flowers, Foy, Gary, Gaston, Gauze, Glenn, Grandy, Gwynn, Harper, T. Hill, Hilliard, Houlder, W. Horton, J. Horton, Irion, Jackson, Jarvis, Kendall, Larkins, Lawson, Lilly, Little, Loretz, Mendenhall, Mebane, Monk, Morris, Murphy, McGehee, McNeill, Nicholson, O'Brien, Peoples, Phillips, Purcell, Rand, Rhodes, Sasser, Sawyer, Shipp, Sikes, Simmons, Smith, Spargin, Stedman, Stephens, Stockard, Swanner, Patham, Uzzell, Wadsworth, Watts, Weaver, Webb, White, S. Whitaker, J. Whitaker, Whitley, Wilson, Winston, Wiseman, C. Wooten, Worth, Wright, Wyche, Zigar—96.

Mr. Clark moved to strike out of that part of the bill prescribing the fees of sheriffs, the words "For every levy by virtue of an execution, seventy-five cents." The question thereon was decided in the negative—yeas 48, nays 55. The yeas and nays demanded by Mr. Clark.

Those who voted in the affirmative, were Messrs. Barnard, Barnhardt, Bell, Branch, Brooks, Brower, Bynum, Carter, Clark, Clemens, Cooper, Dodson, Donnell, Edmonston, El-